

IN THE SUPREME COURT OF FLORIDA

INQUIRY CONCERNING A JUDGE
NO. 06-52, CHERYL J. ALEMÁN

SC07-198

MOTION TO TAX COSTS

The Investigative Panel of the Judicial Qualifications Commission, by and through its undersigned counsel, hereby moves the Hearing Panel of the Florida Judicial Qualifications Commission for the entry of a Report and Recommendation to the Supreme Court of Florida that costs be taxed against the Respondent in the amount of \$8,831.53, and

As grounds therefore states:

1. The Opinion of the Supreme Court dated September 29, 2008, approves the recommendation of the Hearing Panel that costs of the investigation and prosecution relating to her conduct in *State v. Braynen* be imposed.

2. Rule 2.14(c) of the Florida Rules of Judicial Administration provides that per diem fees, deposition costs, and costs associated with the preparation of the transcript are taxable costs in these proceedings.

3. Attached hereto is an affidavit of Ms. Brooke Kennerly, Executive Director of the Florida Judicial Qualifications Commission, verifying that during the course of the proceedings, the Commission has paid out such costs in the amount of \$8,831.53.

4. Copies of the receipts and invoices relative to such changes are attached to Ms. Kennerly's affidavit.

Respectfully submitted,

Michael L. Schneider
General Counsel
Judicial Qualifications Commission
Florida Bar No. 525049
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that a true and correct copy of the foregoing has been furnished by U. S. Mail to J. David Bogenschutz, Esq., Attorney for Honorable Cheryl J. Alemán, Bogenschutz, Dutko & Kroll, P.A., 600 S. Andrews Avenue, Suite 500, Ft. Lauderdale, FL 33301-2847 this ____ day of February, 2009.

Michael L. Schneider